



राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, शनिवार, 25 दिसम्बर, 1993/4 पौष, 1915

हिमाचल प्रदेश सरकार

TRANSPORT DEPARTMENT

NOTIFICATION

Shimla-2, the 16th November, 1993

No. 6-55/77-Tpt-III.—Whereas the Governments of Himachal Pradesh and Haryana had entered into various agreements for plying of various types of Transport Vehicles between the territories of each State;

Whereas it has now been proposed to revised these agreements in view of the introduction of New Motor Vehicles Act, 1988 and introduction of new services to conclude a new comprehensive agreement;

Whereas it is proposed to enter into Reciprocal Agreement between the States of Himachal Pradesh and Haryana under sub-section (5) of section 88 of the Motor Vehicles Act, 1988 for plying of various types of Transport vehicles into the territory of each States.

Now, therefore, in exercise of the powers conferred by sub-section (5) of section 88 of the Motor Vehicles Act, 1988, the President of India is pleased to publish the new revised draft Reciprocal Agreement proposed to be arrived at between the aforesaid States. annexed for the information of the persons likely to be affected thereby.

Notice is hereby given that the proposed draft agreement alongwith any representation/suggestion received in connection therewith, shall be taken into consideration by the Secretary to the Government of Himachal Pradesh Transport Department Shimla-171002, after the expiry of the period of 30 days from the publication of this notification in the Official Gazette.

By order,
O.P.YADAV,
Financial Commissioner-cum-Secretary.

AGREEMENT

This Agreement is made on this 21st day of April, 1993, between the Governor of Haryana (hereinafter called "Haryana Government" which expression shall include his successor-in-office) of the one part and the President of India (hereinafter called "Himachal Pradesh Government" which expression shall include his successor-in-office) of the other part.

Whereas, to meet the demand of increased traffic in view of the rapid economic development of the country and to promote the movement of transport vehicles on Inter-State routes between the States of Haryana and Himachal Pradesh, and to regulate and control their operation, it is necessary to enter into a reciprocal agreement between the two States;

And, whereas, the parties hereto desire that in supersession of all previous agreements on the subject entered into between the two States, a fresh agreement laying out the terms and conditions may be made between them.

Now this deed witnesses and the parties of the two States hereto agree as follows:—

Goods carriages (substantive permits).—The substantive permits of the transport vehicle carrying goods shall be freely countersigned as and when recommended by the Transport Authority of two States for the operation in whole of the reciprocating State, but subject to the following terms and conditions:—

- (i) that the permit holders of the two States will have to pay the countersignature fee and other taxes of the two States as applicable from time to time.
- (ii) that the recommendation letters by the Transport Authority of two States shall be issued upto the validity of permit:

Provided that the Transport Authority of two States may issue recommendation letter for countersignature for a period of one year on the request of permit holder, which shall be countersigned by reciprocating State:

Provided further that goods carriages shall not pick up and set down goods between any two points of the reciprocating states.

2. Goods Carriage (Temp. permits).—Temporary permits to goods carriage shall be issued by Transport Authority of two Home States without prior concurrence of the reciprocating State. These permits shall be issued by either State in accordance with the provisions of section 87 of the Motor Vehicle Act, 1981, but subject to the following terms and conditions:—

- (i) that these temporary permits shall be valid for a maximum period of 15 days and for one return trip.
- (ii) That the Goods Carriage operating under temporary permit shall not pick up and set down goods between any two points of the reciprocating State.
- (iii) That the Transport Authority of Haryana State will mention the number of advance Bank draft, its amount and date on the face of Temporary Permit. However, Trans-

port Authorities of Himachal Pradesh shall inform to the counterpart about the amount of token tax for one week/two weeks so that the correct draft is procured from permit holder. The Transport Authority of Himachal Pradesh shall put a stamp on face of Temporary Permit to the effect, The taxes of Haryana State shall be paid by the permit holder at the tax entry barrier of Haryana State;

- (iv) That these permits shall be issued on the basis of double point taxation under Motor Vehicle Taxation Act/Rules of the two States from time to time.

3. Contract Carriage (Motor Cab) (Substantive Permits).—The substantive permits issued to Motor Cabs under the contract carriage shall be freely countersigned as and when recommended by the Transport Authority of two States for the operation in whole of the reciprocating State, but subject to the following terms and conditions:—

- (i) That the permit holders of the two States will have to pay the Countersignature fee and other taxes of two States as applicable from time to time.
- (ii) That the recommendation letters by the Transport Authority of two States shall be issued upto the validity of permit.
- (iii) That the motor cabs operating under the contract carriage permit shall not pick up and set down passengers between the two points falling in the territory of reciprocating State.

4. Contract Carriage, Motor Cabs (Temporary Permit).—These permits shall be issued by Transport Authority of Home State in accordance with the provisions of section 87 of the M.V. Act, 1988, without prior concurrence of the reciprocating State but subject to the following terms and conditions:—

- (i) that these permits shall be valid for a maximum period of 15 days and for one return trip;
- (ii) that these permits shall be issued on the basis of double point taxation under Motor Vehicle Taxation Act/Rules of the two States;
- (iii) that the Transport Authority of Haryana State will mention the number of Advance Bank Draft, its amount and date on the face of temporary permit. Transport Authority of Himachal Pradesh will inform its counterpart about the amount of token tax for one/two weeks, so that the draft of correct amount is procured from permit holder. The Transport Authority of Himachal Pradesh shall put a stamp on face of Temporary Permit to the effect "The taxes of Haryana State shall be paid by the Permit Holder at the tax entry barrier of Haryana State";
- (iv) that the Motor Cabs shall not pick up or set down passengers between the two points following in the reciprocating State.

5. Contract Carriage (Buses) (Temporary Permits).—Temporary permits may be issued strictly under section 88 of the M. V. Act, 1988, according to the need by the Transport Authority of a State without the prior concurrence of the reciprocating State, for the following purposes:—

- (a) Carriage of patients seriously ill to a well equipped hospital for the treatment of that illness.
- (b) Carriage of marriage parties and pilgrims.
- (c) Carriage of excursion parties of recognised institutions duly certified by the Head of that Institution.

Such temporary permits shall be issued subject to the following conditions:—

- (a) Passengers in excess of the seating capacity specified in the Registration Certificate of the Vehicle shall not be carried.
- (b) The vehicle shall be hired by a single party and shall be used for a single return trip only.
- (c) The validity of the permit shall not exceed 15 (fifteen) days.
- (d) Such temporary permits shall clearly specify the date of the outward journey and the date of the return journey.
- (e) That these permits shall be issued on the basis of double point taxation under Motor Vehicle Taxation Act/Rules of the two States.

6. Special Permits under section 88 (8) of the Motor Vehicle Act, 1988

- (i) There shall be no restriction on the number of special permits to be issued under section-88 (8) of the Motor Vehicle Act, 1988 by the Transport Authority of either State in respect of tourists parties only. Such permits shall be valid for a maximum period of 90 days. These may be extended in the reciprocating State upto 30 days in special cases.
- (ii) Such permits shall also contain a list of members of the party together with the detailed programme of tours showing the order in which the various places shall be visited with an indication of the probable dates of arrival at and departure from each place. The vehicles covered by such permits shall not pick up or set down passengers enroute.
- (iii) These permits shall be issued on the basis of double point taxation under Motor Vehicle Taxation Act/Rules of the two States.

7. Private Service Vehicles (substantive permits).—The permit of Private Service Vehicle shall be freely countersigned as and when recommended by the Transport Authority of two States for a limited specific routes, but subject to the following terms and conditions:—

- (i) that the permit holders of the two States will have to pay the countersignature fee and other taxes of the two States as applicable from time to time;
- (ii) that the recommendations letters by the Transport Authority of two States shall be issued upto the validity of Permit;
- (iii) that the permit holder shall display a list of Bonafide employees in the said vehicle, and the employees travelling would carry identity cards issued by the employers.

8. Stage Carriage Permits.—(i) The allocation of stage carriages to each State shall, as far as possible, be according to the route kilometres falling in each State. The routes given in Annexure-I hereto will be operated by both the States.

(ii) Fares, freights and passenger tax shall be charged in the agreed routes according to the rates prevalent in respective States from time to time. The form of tickets issued in one State shall be deemed to be valid in the other State.

(iii) The two States will ply their stage carriage services owned by State Government on the agreed routes as per Annexure-I, HRTC will be operating 17186 km. and Haryana Roadways 17010 kms.

(iv) It has been agreed that both the States will be operating about 3000 kms. each during the summer season. (Details in Annexure-II).

(v) It has been agreed that the Transport Commissioner, Haryana and Managing Director, Himachal Pradesh State Road Transport Corporation will be at liberty to operate 1000 kms. each during the month of October. (Details in Annexure-III).

(vi) The Transport Commissioner, Haryana and Managing Director, Himachal Pradesh State Road Transport Corporation will be at liberty to operate 1000 kms. in addition to the above, after due mutual consultations and agreements in future at any time, to be adjustable in the future agreements.

(vii) It has been agreed that the buses of both the States will carry duly signed original permits which will be produced at the time of checking by the competent authority.

(viii) The stage carriage buses of two states shall touch bus stands of the prescribed stages and make payment of Adda fee on quarterly basis, on the basis of Adda fee rates applicable in the reciprocating States, as per schedule trips.

9. **Taxation.**—There shall be single point taxation under the Motor Vehicle Taxation Act/ Rules except under temporary permits. However, the transport vehicles of the two States operating under various classes of permits will be liable to pay other taxes leviable as per provisions of the different Act/Rules of the Reciprocating State.

The permit holder operating under National Permit in respect of Buses and Motor Cab for carrying tourists shall have to pay taxes of the two States as per schedule applicable for the time being enforce in absence of National Permit Scheme for the passenger transport vehicles used for carrying tourists.

10. **General.**—The reciprocating States shall accord recognition to the tax token, driver's and conductor's licence, certificate of fitness, certificate of registration etc. issued under the relevant rules of the two States in respect of the vehicles plying in accordance with this agreement.

This agreement shall be subject to ratification by the Governments of Haryana and Himachal Pradesh and upon its finalisation shall come into force immediately.

The Agreement shall be valid till such time as new agreement between the two States is arrived at or reviewed or the existing one is rescinded, after issue of three months notice from either party.

The Transport Authorities of Haryana and Himachal Pradesh empowered to issue permits and its countersignatures will be as per Annexure IV & V respectively.

Sd/-

State Transport Controller
Haryana Transport Commissioner
Haryana, Chandigarh

Sd/-

Director Transport
Himachal Pradesh,
Shimla.

Sd/-

Managing Director,
Himachal Road Transport
Corporation, Shimla.

ANNEXURE-I.

OPERATION BY HARYANA IN HIMACHAL TERRITORY

S.No.	Name of Service	S/T	Single Mileage	Total Mileage
1	2	3	4	5
1.	Kalka-Shimla	16	87	1392
2.	Chandigarh-Shimla	18	87	1566
3.	Ambala Cantt-Kasauli	2	36	72

1	2	3	4	5
4.	Kalka-Kasouli	4	36	144
5.	Kalka-N-Garh-Ropar	14	28	392
6.	Kalka-Baddi	2	2	4
7.	Ambala city-Nahan <i>Via</i> Nalagarh	4	17	68
8.	Ambala city-Paonta- <i>Via</i> Nahan	4	60	240
9.	Y.Nagar-Nahan <i>Via</i> Ranjitpur	2	34	68
10.	Barara-Nahan	6	17	102
11.	Delhi-Nahan <i>Via</i> Kalasar	2	59	118
12.	Y.Nagar-Paonta Sahib <i>Via</i> -Kalasar	6	11	66
13.	Chandigarh-Manali	8	226	1808
14.	Ambala-Baijnath	2	198	396
15.	Delhi-Shimla	2	87	174
16.	Delhi-Dharamshala	4	163	652
17.	Kalka-Baijnath	2	198	396
18.	Y.Nagar-Shimla- <i>Via</i> Nahan	4	204	816
19.	Chandigarh-Kasuali	2	42	84
20.	Gurgaon-Nahan <i>Via</i> K.Amb	2	17	34
21.	Ambala-Trilokpur	2	6	12
22.	Chandigarh-Kasauli	2	42	84
23.	Ambala-Kullu	2	186	372
24.	Chandigarh-Haripur	10	8	80
25.	Ambala-Nahan-Renuka	4	54	216
26.	Ambala-Paonta <i>Via</i> Kalesar	4	11	44
27.	Chandigarh-Trilokpur	2	6	12
28.	Chandigarh-Paonta <i>Via</i> Kalesar	2	11	22
29.	Chandigarh-Mandi-Pandoh	2	131	262
30.	Chandigarh-Shimla (Deluxe)	2	87	174
31.	Faridabad-Shimla	2	87	174
32.	Chandigarh-P.Sahib <i>Via</i> Nahan	10	65	650
33.	Chandigarh-Baddi-Nalagarh	2	17	34
34.	Ambala-Nainadevi	4	24	96
35.	Ambala-Katra <i>Via</i> Mubarikpur	4	140	560
36.	Ambala-Nurpur <i>Via</i> M.Pur.	2	120	240
37.	Karnal-Shahtalai-Barthi	2	78	156
38.	Y.Nagar-Manali	2	226	452
39.	Y.Nagar-Jawalaji	2	105	210
40.	Kala Amb-Nahan	4	17	68
41.	K. Amb-Trilokpur	8	10	80
42.	Chandigarh-Shahtali	2	70	140
43.	Delhi-Hamirpur-Sujanpur	2	111	222
44.	Sonipat-Delhi-Manali	2	226	452
45.	Y.Nagar-Sadhaura <i>Via</i> Paonta	2	48	96

1	2	3	4	5
46.	Delhi-Paonta-Nahan	2	65	130
47.	Ambala-Baddi	2	2	4
48.	Kalka-Nalagarh	4	18	72
49.	Chandigarh-Haripur	2	18	36
50.	Kalka-Baddi	2	4	8
51.	Panipat-Delhi-Manali	2	226	452
52.	Chandigarh-Shimla	20	87	1740
53.	Chandigarh-Shimla (Deluxe)	4	87	348
54.	Chandigarh-Bajjnath	2	180	360
55.	Panipat-Delhi-Bajjnath	2	180	360
Total		..		17010

OPERATION BY HRTC IN HARYANA TERRITORY

S.No.	Name of Services	R/T	Single Mileage	Total Mileage
1	2	3	4	5
1.	Shimla-Jaipur (Deluxe)	1	227	454
2.	Thanadhar-Delhi	1	206	418
3.	Sungra-Delhi	1	206	412
4.	Rohroo-Delhi	1	206	412
5.	Shimla-Delhi	3	206	1236
6.	Manali-Jaipur(Deluxe)	1	206	412
7.	Manali-Delhi	3	185	1110
8.	Sidhpur-Delhi	1	185	370
9.	Awahdevi-Delhi	1	185	370
10.	Patlandar-Delhi	1	185	370
11.	Harsipattan-Delhi	1	185	370
12.	Bajjnath-Delhi	1	185	370
13.	Palampur-Delhi (Deluxe)	1	185	370
14.	Palampur-Delhi	1	185	370
15.	Dharamshala-Delhi	3	185	1110
16.	Una-Delhi	1	185	370
17.	Sarkaghat-Delhi via Una	1	185	370
18.	Chamba-Delhi	1	185	370
19.	Pathankot-Delhi	1	185	370
20.	Sarkaghat-Delhi via Nalagarh-Pirjora)	1	218	436
21.	Dharamshala-Kurukshetra	1	65	130
22.	Bajjnath-Kurukshetra	1	65	130
23.	Shimla-Haridwar via Chandigarh Ambala)	1	103	206
24.	Manali-Haridwar via Chandigarh-Ambala)	1	82	164
25.	Mandi-Haridwar via Chandigarh-Ambala)	1	82	164
26.	Jogindernagar-Haridwar	1	82	164
27.	Hamirpur-Haridwar	1	82	164
28.	Bajjnath-Haridwar	1	82	164
29.	Dharamshala-Haridwar	1	82	164
30.	Nurpur-Haridwar	1	82	164
31.	Chamba-Haridwar	1	82	164

1	2	3	4	5
32.	Kullu-Haridwar	1	82	164
33.	Sarkaghat-Haridwar <i>via</i> Chandigarh-Naraingarh)	1	68	136
34.	Manali-Dehradun <i>via</i> Chandigarh-Naraingarh-Nahan	1	68	136
35.	Dharamshala-Dehradun	1	68	136
36.	Baijnath-Dehradun	1	68	136
37.	Ladraur-Vikasnagar	1	68	136
38.	Sujanpur-Vikasnagar	1	68	136
39.	Deheradun-Amritsar	1	68	136
40.	Nahan-Una	1	68	136
41.	Shimla-Kurukshetra	1	65	130
42.	Sungra-Ambala Cantt.	1	32	64
43.	Shimla-Ambala Cantt.	1	32	64
44.	Shimla-Jammu <i>via</i> Chd.	1	21	42
45.	Shimla-Pathankot <i>via</i> Chandigarh	1	21	42
46.	Shimla-Dharamshala <i>via</i> Chandigarh	1	21	42
47.	Shimla-Harsipattan	1	21	42
48.	Shimla-Chawari <i>via</i> Chandigarh	1	21	42
49.	Shimla-Hoshiarpur <i>via</i> Chandigarh	1	21	42
50.	Shimla-Nurpur <i>via</i> Chandigarh	1	21	42
51.	Shimla-Bhatinda	2	21	84
52.	Shimla-Sangrur	1	21	42
53.	Shimla-Nalagarh <i>via</i> Chandigarh	1	21	42
54.	Kalpa-Nainadevi <i>via</i> Chandigarh	1	21	42
55.	Peo-Chandigarh	1	21	42
56.	Jhakhari-Chandigarh	1	21	42
57.	Karana-Chandigarh	1	21	42
58.	Chirgaon-Chandigarh	1	21	42
59.	Shimla-Chandigarh (Deluxe)	1	21	42
60.	Shimla-Chandigarh	8	21	336
61.	Darla-Chandigarh	1	21	42
62.	Kupvee-Chandigarh	1	21	42
63.	Shimla-Nalagarh <i>via</i> Baddi	1	23	46
64.	Durgapur-Nalagarh <i>via</i> Kalka-Baddi	1	23	46
65.	Subathu-Dehra <i>via</i> Kalka Baddi	1	23	46
66.	Solan-Hoshiarpur <i>via</i> Kalka-Baddi	1	23	46
67.	Kalka-Nalagarh	8	23	368
68.	Kalka-Baddi	2	23	92
69.	Kalka-Solan <i>via</i> Marawala-Patta	1	23	46
70.	Nalagarh-Chandigarh <i>via</i> Pinjore	2	33	132
71.	Jagjitnagar-Una <i>via</i> Chandigarh	1	21	42
72.	Sarahan-Kalka	1	1	2
73.	Baggipul-Kalka	1	2	2
74.	Kafnoo-Kalka	1	1	2
75.	Shimla-Kalka (Shatwadi Express)	1	1	2
76.	Chail-Kalka	1	2	2
77.	Sairi-Kalka	1	2	2
78.	Dharti-Kalka	1	1	2
79.	Waknaghat-Kalka	1	1	2
80.	Bhararighat-Chandigarh	1	21	42
81.	Subathu-Kalka	2	1	4
82.	Kasauli-Kalka	4	1	8

1	2	3	4	5
83.	Chandi-Kalka	2	1	4
84.	Patta-Kalka	1	1	2
85.	Dilman-Kalka	1	1	2
86.	Shimla-Kalka	8	1	16
87.	Parwanoo-Kalka	14	1	28
88.	Nahan-Kalka	1	1	2
89.	Renuka-Ambala via Mulana-Dosarka	1	61	122
90.	Paonta-Ambala via Mulana-Dosarka	1	61	122
91.	Nahan-Delhi via Dosarka-Ambala	1	264	428
92.	Nahan-Yamunanagar via Ranjtpur	1	42	84
93.	Nahan-Yamunanagar via Paonta-Kaleshar	1	49	98
94.	Paonta-Y.Nagar via Kaleshar	2	49	196
95.	Nahan-Naraingarh via Tirlokpur	1	5	10
96.	Sarahan-Kalka via Naya Gaon-Mahalla	1	14	28
97.	Banjar-Delhi	1	185	370
98.	Sarkaghat-Vikasnagar	1	68	136
99.	Manali-Kurukshetra	1	65	130

Total .. 17186 Km.

ANNEXURE-II

DETAILS OF ROUTES/KILOMETERAGE TO BE OPERATED BY HARYANA ROADWAYS IN HIMACHAL PRADESH AREA DURING SUMMER SEASON ONLY

Sl.No.	Name of route	Km. in in H.P.	Single trips	Total Km.
1	2	3	4	5
1.	Chandigarh-Manali	226	6	1356
2.	Chandigarh-Shimla	87	8	696
3.	Chandigarh-Dharamshala	145	4	580
4.	Chandigarh-Jawalaji	105	4	420
Total ..				3052

ADDITIONAL OPERATION BY HRTC IN HARYANA TERRITORY DURING TOURIST SEASON

S.No.	Name of services	R/T	Single mileage	Total mileage
1.	Manali-Delhi	4	185	1480
2.	Shimla-Delhi	2	206	824
3.	Dharamshala-Delhi	2	185	740
Total ..				3044

ANNEXURE-III

DETAILS OF ROUTES/KILOMETERAGE TO BE OPERATED BY HARYANA ROADWAYS IN HIMACHAL PRADESH AREA DURING OCTOBER MONTH

1.	Chandigarh-Kullu	186	4	744
2.	Chandigarh-Shimla	87	4	348
Total ..				1092

ADDITIONAL OPERATION BY HRTC IN HARYANA TERRITORY DURING OCTOBER KULLU DUSSEHRA

S. No.	Name of Service	R/T	Single mileage	Total Mileage
1.	Manali-Delhi	3	185	112

ANNEXURE-IV

S.T.A./R.T.A.

S.No.	Type of Permit	Recommending/ Issuing Authority in Haryana State	Countersigning Authority in Haryana State
1	2	3	4
1.	Goods Carriages (Substantive permits)	Secretary, R.T.A.	Secretary, R.T.A.
2.	Goods Carriages (Temporary permits)	-do-	-do-
3.	Contract Carriages (Motor Cabs) (Substantive permits).	-do-	-do-
4.	Contract Carriages (Motor Cabs) (Temporary permits)	-do-	-do-
5.	Contract Carriages (buses) (Substantive permits)	-do-	-do-
6.	Special Permit under section 88 (8) of Motor Vehicle Act, 1988.	-do-	-do-
7.	Private Service Vehicle (substantive permits)	-do-	-do-
8.	Stage Carriage permits	-do-	-do-

ANNEXURE-V.

S.No.	Type of Permit	Recommending/ Issuing Authority in H.P.	Countersigning Authority in H. P.
1	2	3	4
1.	Goods Carriage (Substantive permits)	Secretary S.T.A./R.T.A.	Secretary, S.T.A./R.T.A.
2.	Goods Carriages (Temporary permits)	-do-	-do-
3.	Contract Carriages (Motor Cabs) (Substantive permits)	-do-	-do-
4.	Contract Carriages (Motor Cabs) (Temporary permits)	-do-	-do-
5.	Contract Carriages (buses) (Substantive Permits).	-do-	-do-
6.	Special Permit under section 88 (8) of Motor Vehicle Act, 1988.	-do-	-do-
7.	Private Service Vehicle (Substantive permits)	-do-	-do-
8.	Stage Carriage Permits	-do-	-do-